Cr.R.No.18 of 2007

30.11.2007 Present: Mr. R.S.Rathore, Advocate, for the petitioner.

Mr. R.K.Bawa, Senior Advocate with Mr. Inderjit Singh, Advocate, for respondent No.1.

Mr. J.S.Gularia, Law Officer for respondent No.2.

The petitioner has been found guilty of having committed an offence under Section 138 of the Negotiable Instrument Act. He was convicted and sentenced to undergo rigorous imprisonment for six months and pay a fine of Rs.30,000/- by the Ld. Chief Judicial Magistrate, Solan. The appeal filed by the petitioner was dismissed.

The parties have amicably settled the matter and according to the joint application being Cr.M.P. No.588 of 2007 the parties submit that the petitioner/accused has paid the cheque amount of Rs.50,000/- to the respondent/claimant, who is no longer interested to pursue the same.

In view of the submissions of the parties and the agreement arrived between them the matter is ordered to be compounded. The judgement of the trial Court convicting and sentencing the accused as well as the judgement of the lower appellate Court affirming the same are set aside. The complaint filed by the petitioner is disposed of as having been compromised and compounded between the parties. Petition is disposed of in the aforesaid terms.

November 30, 2007 **(Deepak Gupta)**
TM **Acting Chief Justice**